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March 23, 1999

Magalie Roman Salas, Esquire  
Secretary  
Federal Communications Commission  
Room 222  
445 12th Street, S.W.  
Washington, DC 20554

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MAR 25 1999  
FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

Dear Ms. Salas,

Enclosed is an original and four copies of a Petition for Rule Making to amend the FM table of allotments for a new FM broadcast station for Buras, Louisiana.

Sincerely,

Victor A. Michael Jr.  
President  
Mountain West Broadcasting  
6807 Foxglove Drive  
Cheyenne, Wyoming 82009

307-778-9318

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Before the  
**FEDERAL COMMUNICATIONS COMMISSION**  
Washington, DC 20554

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MAR 25 1999  
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In the matter of: )

Amendment of Section 73.202 (b) )

Table of Allotments )

FM Broadcast Stations )

(Buras, Louisiana) )

RM-\_\_\_\_\_

**PETITION FOR RULE MAKING**

In this petition, Mountain West Broadcasting is hereby requesting to allot channel 279C2 (103.7 Mhz) to Buras, Louisiana as its first local FM allotment.

**INTRODUCTION**

1. This statement is a petition for rule making to allot FM channel 279C2 (103.7 Mhz) to Buras, Louisiana and add it to the Commission's FM table of allotments, 73.202. The following will show the need for an FM channel and the effects the allotment of Channel 279C2 to Buras will have.

**DISCUSSION**

2. Buras is located in Southeast Louisiana. It is also located within Plaque Mines County, a county of some 25,575 persons. Buras has a population of 1,600 persons in accordance with the 1999 Rand McNally Road Atlas, which is based on 1990 census data.

3. The allotment of channel 279C2 to Buras will provide the first local broadcast facility to the community and/or the surrounding area. The closest FM allotment to Buras is located at Galliano, Louisiana. Galliano is located 41 kilometers from Buras. Buras, while not incorporated, has many retail businesses as it is located just off the congested highway 23 which leads to New Orleans. Buras has also seen growth and is estimated to have a population of over 1,800 persons. It has many businesses, churches and civic organizations.

4. Buras would greatly benefit from an FM allotment due to the fact there is no AM or FM broadcast facilities within 41 Kilometers of Buras. Because of this, it would have an outlet for local self expression. Health and safety for the community would be increased due to having a local communications outlet for warning the Buras area of emergency conditions caused by severe weather or other health hazards. It is obvious from the above spacing, that Buras is presently without local FM service.

5. Channel 279C2 can be allotted to Buras and meet all rules and requirements of the Commission. The instant proposal will not cause a change in the channel number or a deletion of any channel now appearing in the Commission's table of allotments 73.202.

	<u>Present</u>	<u>Proposed</u>
Buras, Louisiana	-----	279C2

6. In accordance with 73.207 of the Commission's rules, "Minimum Distance Separations between Stations", all allotments on Channel 279C2 and the pertinent adjacent channels to 279C2 have been studied with the results listed in Figure 1 of this petition. The geographic coordinates used for the spacing

Study ( N 29 - 18' - 15", W. 89 - 32' - 00") are that of a site located 6 kilometers south of the community of Buras. A site restriction of 6 kilometers south will be required to allot channel 279C2 to Buras. Many suitable transmitter sites are available to provide city grade coverage (3.16 mv/m or 70 dbu) to the entire community of Buras. These sites would also provide full minimum spacing requirements to other allotments.

### CONCLUSION

7. It has been shown that Buras would benefit from the allotment of channel 279C2. It has also been shown that channel 279C2 can be allotted to Buras and meet all rules regarding spacing from other stations. Considering these two facts, Mountain West Broadcasting hereby requests that the Federal Communications Commission institute a Rule Making proceeding to amend the Table of Allotments to include channel 279C2 for Buras, Louisiana, 73.202.

8. Should channel 279C2 be allotted to Buras, I certify that I will file an application for a Construction Permit to operate an FM station for Buras, Louisiana.

## CERTIFICATION

9. I certify that I have prepared or directly supervised the preparation of this entire Petition for Rule Making, and that the facts contained within are true to the best of my knowledge, information and belief, accurate and true.

Dated: March 21, 1999

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Victor A. Michael Jr.", is positioned above the printed name.

Victor A. Michael Jr.  
President  
Mountain West Broadcasting  
6807 Foxglove Drive  
Cheyenne, WY 82009

307-778-9318

MAPFM search of channel 279C2 (103.7 MHz), at N. 29 18 15, W. 89 32 0.

Searching Channel 279C2 (103.7 MHz):

CALL	CITY	ST	CHN	CL	S	DIST	SEPN	BRNG	CLEARANCE
ALC	Ocean Springs	MS	276	C2	U	146.3	58.0	33.1°	88.3
WOSM	Ocean Springs	MS	276	C2	L	146.3	58.0	33.1°	88.3
ALC	Hammond	LA	277	C	U	175.7	105.0	313.8°	70.7
WKJNFM	Hammond	LA	277	C	L	175.7	105.0	313.8°	70.7
ALC	Lake Charles	LA	279	C1	U	383.3	224.0	285.8°	159.3
KBIU	Lake Charles	LA	279	C1	L	383.0	224.0	285.8°	159.0
ALC	Hattiesburg	MS	279	C	U	249.4	249.0	8.8°	0.4
WHER	Hattiesburg	MS	279	C	L	249.4	249.0	8.8°	0.4
ALC	Atmore	AL	281	C	U	233.7	105.0	51.2°	128.7
WYOK	Atmore	AL	281	C	L	233.7	105.0	51.2°	128.7
ALC	Houma	LA	281	C	U	135.9	105.0	302.0°	30.9
KUMX	Houma	LA	281	C	L	135.9	105.0	302.0°	30.9

FIGURE 1  
CHANNEL SPACING STUDY  
BURAS, LOUISIANA  
MOUNTAIN WEST BROADCASTING